



State of Utah

Department of  
Natural Resources

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Division of  
Oil, Gas & Mining

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*Lieutenant Governor*

October 27, 2004

CERTIFIED RETURN RECEIPT  
7099 3400 0016 8896 0501

Heather Scholz and David Penney  
Earth's Partners, LLC  
P.O. Box 1186  
Beaver, Utah 84713

Subject: Conditional Acceptance of Notice of Intention to Commence Small Mining Activities, Earth's Partners, LLC, Munchkin 1,2,3 Mine, S/001/066, Beaver County, Utah

Dear Ms. Scholz and Mr. Penney:

Thank you for your Notice of Intent (notice) and initial permit fee payment, received October 15, 2004, concerning your proposed Munchkin 1,2,3 small mine project. The project is located in portions of SW1/4 of the SE1/4 and the NE1/4 of the SE1/4 of Section 25, T26S, R16W, SLBM, Beaver County, Utah and proposes to disturb 1.5 acres.

We notified the Utah Division of State History to check if there were any historical or archaeological properties in the area of the proposed operation. We have not heard from SHPO in this regard, therefore, if you find any historical or archaeological concerns, disturbance of any kind must cease immediately and you are to immediately notify this office, the BLM, and SHPO of your find.

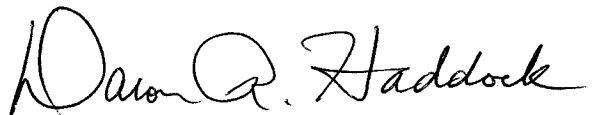
We have completed our review of your proposal and find that your notice satisfies the requirements of Rule R647-3 of the Utah Mined Land Reclamation Act of 1975, Title 40-8, et seq. Utah Code, **with the exception of the surety**. It is our understanding that the surety will be posted with the BLM. Please assure that the Division of Oil, Gas and Mining is listed as a beneficiary of the surety as well as the BLM. As soon as the \$2,700 surety is received, you may commence with your operations as outlined, provided you have received written approval from the BLM.

Heather Scholz & David Penney  
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Please submit the surety within the next 30 days, or we will withdraw our conditional approval and your notice will be denied. If you want to renew your mining ventures, you would have to resubmit a new application and receive approvals prior to creating any disturbance.

Thank you for your cooperation to help finalize this permitting action. In reply, please refer to file number S/001/066.

Sincerely,

A handwritten signature in black ink, reading "Daron R. Haddock". The signature is fluid and cursive, with the first name "Daron" being more prominent than the last name "Haddock".

Daron R. Haddock  
Permit Supervisor  
Minerals Regulatory Program

DRH:tm:jb  
cc: Ed Ginouves, BLM, (UTU-81473)  
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